

## **MINUTES – MAY 29, 2001**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 29<sup>th</sup> day of May, 2001, the Commissioners' Court convened the regular Voting Session at 9:15 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 11:56 AM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:37 PM and adjourned at 1:40 PM.

The Commissioners' Court, meeting as the Southwest Travis County Road District No. 1 Board of Directors, called to order the Voting Session at 1:41 PM and adjourned at 1:46 PM.

The Commissioners' Court reconvened the Voting Session at 1:46 PM.

The Commissioners' Court retired to Executive Session at 4:10 PM.

The Commissioners' Court reconvened the Voting Session at 5:03 PM.

The Commissioners' Court adjourned the Voting Session at 5:06 PM.



**RESOLUTIONS & PROCLAMATIONS**

- 2. APPROVE PROCLAMATION RECOGNIZING OTIS BAILEY ON HIS RETIREMENT AFTER 15 YEARS OF DEDICATED SERVICE TO TRAVIS COUNTY. (9:20 AM)

**Members of the Court heard from:** Otis Bailey, TNR; Joe Gieselman, Executive Manager, TNR; and Don Wheeler, Division Director, Road Maintenance and Fleet Services, TNR.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to approve Item 2.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 3. APPROVE PROCLAMATION RECOGNIZING LOYD MAYS ON HIS RETIREMENT AFTER 16 YEARS OF DEDICATED SERVICE TO TRAVIS COUNTY. (9:26 AM)

**Members of the Court heard from:** Loyd Mays, TNR; Joe Gieselman, Executive Manager, TNR; and Don Wheeler, Division Director, Road Maintenance and Fleet Services, TNR

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 3.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

**CITIZENS COMMUNICATION**

**Members of the Court heard from:** Gus Peña, President, East Austin Concerned Hispanics; Kenneth Snyder, Private Citizen; and Jimmy Castro, Private Citizen. (9:31 AM)

**CONSENT ITEMS**

**4. Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1 - C6, and Items 9, 10, 13, 14, 15, 16, 17, 18, 19.A & B, 20, 22, 23, 24.A – D, 35, and 36. (9:45 AM)

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

**C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

**C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.

**C3.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RESUBDIVISION OF LOT 6, BLOCK 'A' 620 OAKS (SHORT FORM PLAT – 2 LOTS – 2.507 ACRES – BOULDER LANE & FOUNDATION ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – COA ETJ).

**C4.** APPROVE SETTING A PUBLIC HEARING DATE OF JUNE 5, 2001 FOR THE PURPOSE OF A TEMPORARY ROAD CLOSURE OF RECTOR LOOP AT FUCHS GROVE ROAD IN PRECINCT ONE FROM JUNE 11, 2001 UNTIL COMPLETION OF CONSTRUCTION OF A GABION RETAINING WALL FOR EROSION CONTROL.

**C5.** APPROVE SETTING A PUBLIC HEARING DATE OF JUNE 5, 2001 FOR THE PURPOSE OF A TEMPORARY ROAD CLOSURE ON CRYSTAL BEND DRIVE BETWEEN CROOKED CREEK DRIVE AND DEWBERRY DRIVE IN PRECINCT TWO FROM JUNE 18, 2001 UNTIL COMPLETION OF CULVERT REPAIRS AT THE HARRIS BRANCH OF GILLELAND CREEK.

**C6.** APPROVE AN ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 774 AND 775, APACHE SHORES SECTION THREE, A SUBDIVISION IN PRECINCT THREE.

**Clerk's Note:** Item C6 is the action Item for Item 1.

## JUSTICE AND PUBLIC SAFETY ITEMS

5. CONSIDER INTERLOCAL AGREEMENT FOR RDMT REGIONAL COMPUTER AIDED DISPATCH SYSTEM WITH THE CITY OF AUSTIN, AND TAKE APPROPRIATE ACTION. (9:50 AM)

**Members of the Court heard from:** Teresa Reel, Manager, Emergency and Wireless Communications, Justice and Public Safety (JPS); Mike Hooffstetter, Technical Manager, RDMT; Tommy Blackwell, Director, Information Services, Travis County Sheriff's Office (TCSO); Keith Simpson, CAD Project Manager, City of Austin; and Gordon Bowman, Assistant County Attorney.

Discussion Only.

## ADMINISTRATIVE OPERATIONS ITEMS

6. DISCUSS PROPOSALS IN RESPONSE TO TRAVIS COUNTY HEALTHCARE BENEFITS RFP AND RELATED ISSUES AND OPTIONS, RECEIVE RECOMMENDATIONS FROM THE EMPLOYEE GROUP BENEFITS COMMITTEE, AND TAKE APPROPRIATE ACTION. (1:46 PM)

**Members of the Court heard from:** Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); Cindy Purington, Benefit Contract Administrator, HRMD; Linda Moore Smith, Director, HRMD; Barbara Wilson, Assistant County Attorney; Tim Lacey, United Healthcare; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Susan Spataro, Travis County Auditor; and Steve Eschbach, Independent Actuary, Milliman USA.

Discussion Only.

- 7. A. DISCUSS ESTABLISHING THE RECOMMENDED E-GOVERNMENT OVERSIGHT COMMITTEE, AND TAKE APPROPRIATE ACTION. (9:18 AM) (10:40 AM)**

**Members of the Court heard from:** Joe Harlow, Director, Information and Telecommunications Systems (ITS).

Discussion Only.

Item 7.A postponed until June 5, 2001.

- B. AUTHORIZE THE TRAVIS COUNTY PURCHASING AGENT TO DEVELOP ALL NECESSARY CONTRACTUAL ACTION RELATED TO THE IMPLEMENTATION OF THE E-GOVERNMENT INITIATIVE FOR FUTURE COMMISSIONERS COURT APPROVAL, AND TAKE APPROPRIATE ACTION. (9:18 AM)**

Item 7.B postponed until June 5, 2001.

- 8. A. APPROVE A LICENSE AGREEMENT WITH THE TRAVIS COUNTY CREDIT UNION AUTHORIZING INSTALLATION OF AN AUTOMATED TELLER (ATM) MACHINE IN THE INFORMATION AND VISITATION CENTER AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX, WITH ALL COSTS ASSOCIATED WITH INSTALLATION AND OPERATION PAID BY THE CREDIT UNION. (9:16 AM)**

- B. APPROVE AMENDMENTS TO LICENSE AGREEMENTS FOR ATM'S AT THE TAX OFFICE AND BLACKWELL-THURMAN BUILDING.**

Items 8.A and B postponed until June 5, 2001.

- 9. SET A PUBLIC HEARING DATE OF JUNE 12, 2001 TO APPROVE RULES FOR IMPLEMENTING A TRAVIS COUNTY SELF-FUNDED HEALTHCARE PLAN. (9:45 AM)**

Item 9 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

10. APPROVE PERSONNEL AMENDMENTS. (9:45 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

**HEALTH AND HUMAN SERVICES ITEMS**

11. CONSIDER CO-SPONSORSHIP OF “JUMP ON IT” CONCERT SERIES FOR YOUTH AND THEIR FAMILIES AND TAKE APPROPRIATE ACTION. (9:19 AM) (10:43 AM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans’ Services (TCHHS&VS); and Charles Byrd, Executive Director, Jump On It.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to approve Item 11.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

**PURCHASING OFFICE ITEMS**

12. APPROVE EXEMPTION ORDER AND APPROVE CONTRACT WITH CAPITAL AREA FOOD BANK FOR COMMODITIES PROGRAM OR TAKE OTHER APPROPRIATE ACTION. (9:16 AM)

Item 12 postponed until June 5, 2001.

13. APPROVE FEDERAL WORK STUDY AGREEMENT CONTRACT FORM WITH TIMBERLINE ONE MANAGEMENT COMPANY SCHOOLS AND AUTHORIZE ITS USE BY COUNTY DEPARTMENTS. (9:45 AM)

Item 13 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 14. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH HVJ ASSOCIATES, INC. FOR THE PROVISION OF PROFESSIONAL ENGINEERING SERVICES FOR PAVEMENT CONDITION SURVEYS. (9:45 AM)**

Item 14 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS980167-KW, D. LADD PATTILLO & ASSOCIATES, INC. FOR PROFESSIONAL FINANCIAL ADVISORY SERVICES. (9:45 AM)**

Item 15 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 16. APPROVE CONTRACT NO. PS010134-DS WITH AMERICAN YOUTHWORKS (FORMERLY KNOWN AS AMERICAN INSTITUTE FOR LEARNING) FOR THE PROVISION OF TRAIL AND PARK IMPROVEMENTS AT COUNTY PARKS PERFORMED BY YOUTH IN AMERICAN YOUTHWORK'S E-CORPS CREWS. (9:45 AM)**

Item 16 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS990080-TS, CAP SYSTEMS, INC., SOFTWARE AND SOFTWARE MAINTENANCE TO ALLOW PARTIAL PAYMENTS FOR SOFTWARE MAINTENANCE OF CAPTAIN APPLICATION SOFTWARE SYSTEM. (9:45 AM)**

Item 17 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 18. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS000011-LH, NICOLAS CARRASCO, PH.D. FOR SEX OFFENDER TREATMENT SERVICES; CONTRACT APPROVED ON NOVEMBER 1, 1999. (9:45 AM)**

Item 18 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 19.** APPROVE CONTRACT AWARDS FOR SURFACE AGGREGATES 4 & 5, IFB B010062-RV TO THE LOW BIDDERS AS FOLLOWS: (9:45 AM)
- A.** PRIMARY AWARD: SHALLOW FORD CONSTRUCTION COMPANY, INC., AS THE LOW BIDDER; AND
- B.** SECONDARY AWARD: VULCAN CONSTRUCTION MATERIALS, AS THE SECOND LOW BIDDER.

Items 19.A and B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20.** APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 00AE603-JJ, HNTB CO., PROFESSIONAL ENGINEERING DESIGN SERVICES FOR THE CAMERON ROAD BRIDGE NO. 106 REPLACEMENT PROJECT; CONTRACT APPROVED ON 2/15/00. (9:45 AM)

Item 20 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21.** APPROVE CONTRACT AWARD FOR PARK CONCESSION OPERATIONS, RFS NO. S010054-RG TO RIVER CITY YOUTH FOUNDATION (REVENUE GENERATING CONTRACT). (9:16 AM) (9:45 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

Item 21 postponed until June 5, 2001.

- 22.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 00T0342-JP, AUSTIN BUILDING PRODUCTS FOR HOME REPAIR MATERIALS, REPLACEMENT WINDOWS; CONTRACT APPROVED ON 8/15/00. (9:45 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 23.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. MA990231, CSU, FOR MAINTENANCE OF KODAK HV PHOTOCOPIERS (“KODAK CAMPUS PLAN”); CONTRACT APPROVED ON 9/14/99. (9:45 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 24.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 2) TO THE FOLLOWING CONTRACTS FOR FURNITURE: CONTRACTS APPROVED ON 7/6/99. (9:45 AM)

- A.** CONTRACT NO. 99T0177-OJ, CORPORATE EXPRESS;
- B.** CONTRACT NO. 99T0178-OJ, ROCKFORD BUSINESS INTERIORS;
- C.** CONTRACT NO. 99T0179-OJ, OFFICE DEPOT BUSINESS SERVICES; AND
- D.** CONTRACT NO. 99T0180-OJ, SHELTON-KELLER.

Items 24.A - D added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

### **PLANNING AND BUDGET DEPT ITEMS**

- 25.** APPROVE CONTRACT WITH BANK ONE FOR DEPOSITORY BANK SERVICES FOR TRAVIS COUNTY BEGINNING JULY 1, 2001. (9:16 AM)

Item 25 postponed until June 5, 2001.

- 26.** APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:16 AM)

No action necessary on Item 26.

## TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS

27. AUTHORIZE THE EXTENSION OF THE REVISED FEE SCHEDULE FOR PARTICIPATION UNDER THE BALCONES CANYONLANDS CONSERVATION PLAN – SHARED VISION FOR A PERIOD OF ONE YEAR UNTIL JULY 14, 2002. (10:59 AM) (11:00 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 27.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

**Clerk's Note:** Item 27 was further discussed at 11:00 AM with a request by Commissioner Davis and Commissioner Baxter that the Commissioners' Court record reflect a Corrected Vote on Item 27. Judge Biscoe instructed that the record show Commissioner Davis and Commissioner Baxter voting in favor of the Motion on Item 27. The Commissioners' Court record does reflect the Corrected Vote.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

28. APPROVE ALTERNATE FISCAL AGREEMENT FOR SETTLER'S MEADOW SECTION FOUR, A SUBDIVISION IN PRECINCT TWO. (10:59 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 28.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

- 29. APPROVE A LICENSE AGREEMENT WITH ANGEL BAY PROPERTY OWNERS ASSOCIATION, INC. FOR A FENCE IN THE RIGHT-OF-WAY OF THURMAN BEND ROAD ADJACENT TO ANGEL BAY SUBDIVISION IN PRECINCT THREE. (9:44 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

Item 29 pulled from the Agenda.

- 30. A. APPROVE CASH SECURITY AGREEMENT FOR BELLA VISTA SECTION ONE, A SUBDIVISION IN PRECINCT TWO. (11:01 AM)
- B. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT TWO: BELLA VISTA SECTION ONE - (LONG FORM PLAT – 61 LOTS – 26.75 ACRES – DIES RANCH ROAD - FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON AND TRAVIS COUNTY WCID 1B - CEDAR PARK ETJ.)

**Clerk’s Note:** Items 30.A and B are associated with another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Items 30.A and B.

<b>Motion carried:</b>	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner Todd Baxter	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

**OTHER ITEMS**

- 31. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (4:10 PM)

No action necessary on Item 31.

- 32. APPROVE INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND THE VILLAGE OF BEE CAVES TO PROVIDE LAW ENFORCEMENT PROTECTION. (10:34 AM)

**Members of the Court heard from:** Terry Pickering, Major, TCSO; Gordon Bowman, Assistant County Attorney; and James Fisher, City Manager, The Village of Bee Caves.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez to approve the interlocal.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 33. DISCUSS COMMISSIONERS COURT PROTOCOL FOR HANDLING SIGNIFICANT COUNTY EVENTS, AND TAKE APPROPRIATE ACTION. (4:09 PM)

Item 33 postponed until June 5, 2001.

34. APPROVE A RESOLUTION THAT INDICATES FROM AND TO WHICH BANK ACCOUNTS FUNDS MAY BE TRANSFERRED ELECTRONICALLY AND WHICH PERSONS ARE AUTHORIZED TO EXECUTE THESE TRANSFERS. (4:09 PM)

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve Item 34.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

35. APPROVE REQUEST TO DISTRIBUTE FLIERS WITH THE MAY 31, 2001 PAYROLL CHECKS ANNOUNCING THE TRAVIS COUNTY/CITY OF AUSTIN EMPLOYEES EMANCIPATION DAY - "JUNETEENTH" CELEBRATION. (9:45 AM)

Item 35 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

36. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:45 AM)

Item 36 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

**EXECUTIVE SESSION ITEMS**

Note 1 – Gov't Code Ann 551.071, Consultation with Attorney

Note 2 – Gov't Code Ann 551.072, Real Property

Note 3 – Gov't Code Ann 551.074, Personnel Matters

Note 4 – Gov't Code Ann 551.076, Security

- 37. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE PROGRAM, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:10 PM) (5:03 PM)**
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING FLUOR DANIEL, INC. V. TRAVIS COUNTY, TEXAS; CIVIL ACTION NO. A 00CA021SS; IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION. <sup>1</sup>**

**Clerk's Note:** Items 37.A and B are associated with another and were called for concurrent discussion.

Judge Biscoe announced that Items 37.A and B would be considered in Executive Session.

No action necessary on Items 37.A and B.

Items 37.A and B to be reposted on June 5, 2001.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: JOSHUA HYNES V. ROBERT HALE HOLLAND AND TRAVIS COUNTY, (MISKELL; TEXAS TORT CLAIMS ACT; PERSONAL INJURY). <sup>1</sup> (4:10 PM) (5:03 PM)

Judge Biscoe announced that Item 38 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** that we settle the claim in the amount of \$53,500.00 now, and up to \$15,000.00 more over the next two years for necessary surgery and post operative care on plaintiff’s right wrist and hand, so long as Dr. Pamplin, or an agreed upon Doctor, determines that the surgery is to repair injuries related to this cause of action; also that payment on this claim be expedited to the extent possible, and an appropriate full settlement and release be presented for our action.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING CLAIM FOR COMPENSATION BY DAN HINKLE, DEPUTY, TRAVIS COUNTY SHERIFF’S OFFICE, FOLLOWING A WORK-RELATED INJURY. <sup>1 AND 3</sup> (4:10 PM) (5:04 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to direct the County Attorney’s Office to work with appropriate County Staff to contact the Texas Retirement System, who handles the County Retirement program, to determine whether an additional payment in an appropriate amount may be made to the account of Mr. Hinkle; and if so, to present to the Commissioners’ Court at another meeting that amount and necessary paperwork to get that done.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 40. RECEIVE BRIEFING FROM COUNTY ATTORNEY; ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN LARRY LAWS V. TRAVIS COUNTY, TEXAS; CAUSE NO. 98-06351. (LAWS; FRASIER; COMPENSATION ISSUES) <sup>1 AND 3</sup> (4:10 PM) (5:05 PM)

Judge Biscoe announced that Item 40 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis that we reject the settlement offer that was received in mediation, and counter in the amount of \$15,000.00 with an appropriate settlement document, in the case of Larry Laws.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	no
Precinct 4, Commissioner Margaret J. Gómez	yes

**THE FOLLOWING ITEM IS AN ADDENDUM:**

**A1. TAKE UP AT 11:00 A.M.**

**A. DISCUSS LEGISLATIVE ISSUES, AND TAKE APPROPRIATE ACTION. (SEE ATTACHED LIST OF LEGISLATIVE BILLS); AND (9:19 AM) (11:02 AM)**

**B. OTHER BILLS THAT MAY BE CONSIDERED IN RESPONSE TO ACTION TAKEN BY THE TEXAS LEGISLATURE, AND TAKE APPROPRIATE ACTION.**

**Clerk’s Note:** Items A1.A and B are associated with another and were called for concurrent discussion.

House Bill 3055: Relating to authorizing a county to pay the costs of an owner-controlled insurance program with the proceeds of certain securities issued by the county.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

## ITEM A1 CONTINUED

Senate Bill 201: Relating to authorizing counties and municipalities to provide information and to enter into contracts for the payment of taxes, fees, or other charges through the Internet.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 1171: Relating to authorizing counties to recover certain transaction fees for fines and other charges paid by credit card.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 1341: Relating to reimbursing counties for the cost of holding state parolees in county jails.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

Senate Bill 873: Relating to infrastructure planning in certain urban counties.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 578: Relating to the provision of emergency communication services.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

## ITEM A1 CONTINUED

### Federal Ozone Compliance Bill

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant; and Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 896: Relating to funds and taxes for county roads.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 732: Relating to the certification and expenditure of certain revenue not included in a county budget.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 322: Relating to the continuation and functions of the Texas Department of Housing and Community Affairs and to other matters relating to housing or community development, including the creation of the Manufactured Housing Board; providing a penalty.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

House Bill 769: Relating to the fees imposed in certain child support cases.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

## ITEM A1 CONTINUED

### Juvenile Probation Funding

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 2167: Relating to the jurisdiction of the County Court at Law Number 4 of Travis County.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 1308: Relating to a county's authority to set a fee for certain permits.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 407: Relating to the authority of a public entity to borrow funds from the state infrastructure bank.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

### Community Supervision

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 3646: Relating to the jurisdiction of and procedure in a county court at law in Travis County.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

**ITEM A1 CONTINUED**

House Bill 2522: Relating to requiring the Texas Department of Transportation to establish and maintain a state airport in Central Texas.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

Senate Bill 874: Relating to the authority of certain political subdivisions to require bidders to attend pre-bid conferences as a condition for accepting a bid.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 1318: Relating to conditions of employment for a peace officer or a detention officer employed by certain sheriff's departments.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 1445: Relating to authority of municipalities and counties to regulate subdivisions in a municipality's extraterritorial jurisdiction.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 819: Relating to regulation of the carrying of a handgun.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 5: Relating to the Texas emissions reduction plan; providing a penalty.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

## ITEM A1 CONTINUED

House Bill 2912: Relating to the continuation and functions of the Texas Natural Resource Conservation Commission.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

Senate Bill 43: Relating to simplifying the certification process for medical assistance provided to children.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 1287: Relating to the establishment of drug court programs and to a study of drug court programs by the Criminal Justice Policy Council.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 7: Relating to the period during which a person arrested is required to be taken before a magistrate and to the appointment and compensation of counsel to represent indigent persons accused of crime.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 173: Relating to the deposit and refund of cash with regard to a bond in a criminal case.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

**ITEM A1 CONTINUED**

Senate Bill 342: Relating to the participation of the Texas Department of Transportation in the acquisition, construction, maintenance, and operation of toll facilities.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

Senate Bill 510: Relating to the procurement methods a political subdivision or a related entity or certain educational institutions may use.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 709: Relating to the maximum number of registered voters an election precinct may contain in certain counties.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 2691: Relating to procedures for the electronic transfer of voter registration applications by certain voter registration agencies.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 3171: Relating to the creation, composition, and operation of certain district courts.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

**ITEM A1 CONTINUED**

Senate Bill 2: Relating to the development and management of the water resources of the state, including the ratification of the creation of certain groundwater conservation districts; providing penalties.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

**ADJOURNMENT**

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (5:06 PM)

<b>Motion carried:</b>	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner Todd Baxter	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**